

**BILL OF COSTS**

<i>United States District Court</i>	DISTRICT Middle District of Pennsylvania
Jack Soberick, Plaintiff v.	DOCKET NO. 3:CV-04-1738
Borough of Lansford, et al. Defendants	MAGISTRATE CASE NO.

Judgment having been entered in the above entitled action on Sept. 15, 2008 against Plaintiff

date

the clerk is requested to tax the following as costs:

**BILL OF COSTS**

Fees of the clerk .....	\$ .....
Fees for service of summons and complaint .....	.....
Fees of the court reporter for all or any part of the transcript necessarily obtained for use in the case .....	.....
Fees and disbursements for print .....	.....
Fees for witnesses (itemized on reverse side) .....	.....
Fees for exemplification and copies of papers necessarily obtained for use in case (Attachment A) .....	\$52.00
Docket fees under 28 U.S.C. § 1923 .....	\$ 20.00
Costs incident to taking of depositions (Attachment B) .....	\$2,280.00
Costs as shown on Mandate of Court of Appeals .....	.....
Other costs (Please itemize).....	..... ..... ..... .....

**TOTAL \$ 2,352.00**

SPECIAL NOTE: Attach to your bill an itemization and documentation for requested costs in all categories. Briefs should be submitted supporting the necessity of the requested costs and citing cases supporting taxation of costs.

**DECLARATION**

I declare under penalty of perjury that the foregoing costs are correct and were necessarily incurred in this action and that the services for which fees have been charged were actually and necessarily performed. A copy hereof was this day mailed with postage fully prepaid thereto to:

John P. Karoly, Jr., Esquire, Karoly Law Offices, P.C., 1555 N. 18<sup>th</sup> Street, Allentown, PA 18104

SIGNATURE OF ATTORNEY

FOR: Defendant Barry Moran

DATE/ October 15, 2008

Name of claiming party

Please take notice that I will appear before the clerk who will tax said costs on the following day and time:	DATE AND TIME:
Costs are hereby taxed in the following amount and included in the judgment:	AMOUNT TAXED \$ .....
CLERK OF COURT	(BY) DEPUTY CLERK

**WITNESS FEES (computation, cf. 28 U.S.C. 1821 for statutory fees)**

NAME AND RESIDENCE	ATTENDANCE		SUBSISTENCE		MILEAGE		TOTAL COST EACH WITNESS
	DAYS	TOTAL COST	DAYS	TOTAL COST	MILES	TOTAL COST	

## **NOTICE**

**Section 1924, Title 28, U.S. Code (effective September 1, 1948) provides:**

**“Sec. 1924. Verification of bill of costs.”**

"Before any bill of costs is taxed, the party claiming any item of cost or disbursement shall attach thereto an affidavit, made by himself or by his duly authorized attorney or agent having knowledge of the facts, that such item is correct and has been necessarily incurred in the case and that the services for which fees have been charged were actually and necessarily performed."

**See also Section 1920 of Title 28 which reads in part as follows:**

"A bill of costs shall be filed in the case and, upon allowance, included in the judgment or decree."

**The Federal Rules of Civil Procedure contain the following provisions:**

**Rule 54 (d)**

"Except when express provision therefor is made either in a statute of the United States or in these rules, costs shall be allowed as of course to the prevailing party unless the court otherwise directs, but costs against the United States, its officers, and agencies shall be imposed only to the extent permitted by law. Costs may be taxed by the clerk on one day's notice. On Motion served within 5 days thereafter, the action of the clerk may be reviewed by the court."

**Rule 6 (e)**

"Whenever a party has the right or is required to do some act or take some proceedings within a prescribed period after the service of a notice or other paper upon him and the notice or paper is served upon him by mail, 3 days shall be added to the prescribed period."

**Rule 58 (In Part)**

"Entry of the judgment shall not be delayed for the taxing of costs."

**IN THE UNITED STATES DISTRICT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

**JACK SOBERICK,** : **JURY TRIAL DEMANDED**  
:  
**Plaintiff** :  
:  
**v.** : **No. 3:CV-04-1738**  
:  
**BOROUGH OF LANSFORD, *et al.*,** : **(JUDGE MUNLEY)**  
:  
**Defendants** : **Electronically Filed**

**FEES FOR EXEMPLIFICATION AND COPIES OF PAPERS**  
**NECESSARILY OBTAINED FOR USE IN CASE**

Exhibits in Support of Defendant Barry Moran's Motion for Summary  
Judgment Filed March 24, 2008:

520 pages x \$.10 per page = \$52.00

**EXHIBIT A**

**IN THE UNITED STATES DISTRICT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

**JACK SOBERICK,** : **JURY TRIAL DEMANDED**  
:   
**Plaintiff** :  
:   
**v.** : **No. 3:CV-04-1738**  
:   
**BOROUGH OF LANSFORD, *et al.*,** : **(JUDGE MUNLEY)**  
:   
**Defendants** : **Electronically Filed**

**COSTS INCIDENT TO THE TAKING OF DEPOSITIONS**

Statement on the Record Taken 7/17/06 .....	\$ 95.00
Deposition of John Soberick Taken 8/15/07 .....	\$1,083.55
Deposition of John Soberick Taken 1/21/08 .....	\$ 394.95
Deposition of Jeremy Sommers Taken 1/21/08 .....	\$ 258.00
Deposition of Barry Moran Taken 2/20/08 .....	<u>\$ 448.50</u>
 TOTAL	\$2,352.00

**EXHIBIT B**



## Esquire Deposition Services, LLC

A Hobart West Company

Tax ID # 22-3779684

192438

PEOPM01

1600 John F Kennedy Blvd. Ste. 1210

Philadelphia, PA 19103

(215) 988-9191 FAX (215) 988-9089

To: COMMONWEALTH OF PENNSYLVANIA  
 APPELLATE LITIGATION SECTION  
 STRAWBERRY SQUARE  
 HARRISBURG, PA 17120

INVOICE NUMBER	DATE
206743EPA	08/11/06

ATTN : HOWARD G. HOPKIRK, ESQ.

Due Upon Receipt

AMOUNT DUE

ENCL.

## YOUR REFERENCE NUMBER:

CAPTION: SOBERICK VS. THE BOROUGH OF LANSFORD

SERVICES PROVIDED ON 07/17/06:

STATEMENT ON THE RECORD

REGULAR DELIVERY  
 TRANS OF PROCEEDINGS (MINIMUM)  
 SHIPPING & HANDLING

NI

*A. k to pay*  
*H. Hopkirk*

85.00  
 10.00

RECEIVED

AUG 17 2006

Office of Attorney General  
 Appellate Litigation Section

## BALANCE DUE

TOTAL 95.00 *Thank You!*

Any amounts not paid within 30 days of the invoice will be considered past due and a late charge will accrue on any unpaid balance at the lesser of one and one-half percent (1.5%) per month or the maximum rate allowed by law. Contact us immediately with questions or corrections regarding billing or payment. No adjustments or refunds will be made after 120 days from date of payment.

For Invoice Questions,  
 Please Call  
 (866) 377-5962  
 Fax (973) 377-9543

Please detach and send with payment

-----  
 Remit To:

**ESQUIRE DEPOSITION SERVICES, LLC**  
 P.O. BOX 827829  
 Philadelphia, PA 19182-7829  
 Tax ID # 22-3779684

JOB: 192438 TOT: \$95.00  
 INVOICE #: 206743EPA  
 DATE: 08/11/06

COMMONWEALTH OF PENNSYLVANIA  
 Attn: HOWARD G. HOPKIRK, ESQ.  
 APPELLATE LITIGATION SECTION  
 STRAWBERRY SQUARE  
 HARRISBURG, PA 17120



**ESQUIRE**  
 DEPOSITION SERVICES®  
 A HOBART WEST COMPANY

LINKING TESTIMONY, TRADITION AND TECHNOLOGY

**INVOICE**

Magna Legal Services  
 399 Thornall Street, 3rd Floor  
 Edison, NJ 08837  
 Phone: 215.207.9460 Fax: 215.207.9461

Howard G. Hopkirk, Esquire  
 Commonwealth of Pennsylvania Attorney General  
 Appellate Litigation Section  
 Strawberry Square  
 Harrisburg, PA 17120

Invoice No.	Invoice Date	Job No.
7254	9/6/2007	3948
Job Date	Case No.	
8/15/2007		
Case Name		
Soberick v. Borough of Lansford, et al		
Payment Terms		
Due upon receipt		

## ORIGINAL AND 1 CERTIFIED COPY OF TRANSCRIPT OF:

John Soberick	301.00	Pages	@	3.55	1,068.55
Shipping				15.00	15.00
				<b>TOTAL DUE &gt;&gt;&gt;</b>	<b>\$1,083.55</b>

Thank you. We appreciate your business.

**RECEIVED**

SEP 10 2007

Office of Attorney General  
 Appellate Litigation Section

Tax ID: 20-8474245

*Please detach bottom portion and return with payment.*

Howard G. Hopkirk, Esquire  
 Commonwealth of Pennsylvania Attorney General  
 Appellate Litigation Section  
 Strawberry Square  
 Harrisburg, PA 17120

Invoice No. : 7254  
 Invoice Date : 9/6/2007  
 Total Due : \$ 1,083.55

Remit To: **Magna Legal Services**  
**Two Penn Center**  
**Suite 910**  
**Philadelphia, PA 19102**

Job No. : 3948  
 BU ID : EDISON  
 Case No. :  
 Case Name : Soberick v. Borough of Lansford, et al

## INVOICE

Magna Legal Services  
 399 Thornall Street, 3rd Floor  
 Edison, NJ 08837  
 Phone: 215.207.9460 Fax: 215.207.9461

Howard G. Hopkirk, Esquire  
 Commonwealth of Pennsylvania Attorney General  
 Appellate Litigation Section  
 Strawberry Square  
 Harrisburg, PA 17120

Invoice No.	Invoice Date	Job No.		
12067	2/28/2008	8172		
Job Date	Case No.			
1/21/2008				
Case Name				
Soberick v. Borough of Lansford, et al				
Payment Terms				
Due upon receipt				

## 1 CERTIFIED COPY OF TRANSCRIPT OF:

John Soberick	149.00	Pages	@	2.55	379.95
Shipping				15.00	15.00
				<b>TOTAL DUE &gt;&gt;&gt;</b>	<b>\$394.95</b>

Thank you. We appreciate your business.

WE ACCEPT VISA, MASTERCARD AND AMERICAN EXPRESS

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ok for pay  
 Howard Hopkirk

MAR 03 2008

Office of Attorney General  
 Litigation Section

V# 746837-001

Tax ID: 20-8474245

Phone: 717.783.1478 Fax:

*Please detach bottom portion and return with payment.*

Howard G. Hopkirk, Esquire  
 Commonwealth of Pennsylvania Attorney General  
 Appellate Litigation Section  
 Strawberry Square  
 Harrisburg, PA 17120

Invoice No. : 12067  
 Invoice Date : 2/28/2008  
 Total Due : \$ 394.95

Remit To: **Magna Legal Services**  
**Two Penn Center**  
**Suite 910**  
**Philadelphia, PA 19102**

Job No. : 8172  
 BU ID : EDISON  
 Case No. :  
 Case Name : Soberick v. Borough of Lansford, et al

**INVOICE****Ambassador Legal Services**

Tel. (215) 241-1000

**RECEIVED**

FEB 19 2008

**Office of Attorney General  
Litigation Section**

**BILL TO:** Howard G. Hopkirk, Esq.  
 Office Of Attorney General  
 Civil Litigation Section  
 Strawberry Square 15th Floor  
 Harrisburg, PA 17120

**Invoice #:** PA56783  
**Invoice Date:** 02/06/2008  
**Balance Due:** \$258.00

**Case:** Soberick v. Borough of Lansford, et al  
**Job #:** 85202 | **Job Date:** 1/21/2008 | **Delivery:** Normal

**Location:** Karoly Law Offices  
 1555 North 18th Street | Allentown, PA 18104

**Vendor No.**  
**000031424:**

Jeremy Sommers	Transcript - Copy/Copies Shipping & handling	Page Packag	121.00 1.00	\$2.00 \$16.00	\$242.00 \$16.00
Notes:  V#314240				<b>Invoice Total:</b> \$258.00 <b>Payment:</b> \$0.00 <b>Interest:</b> \$0.00	<b>Balance Due:</b> \$258.00
Fed. Tax ID: 20-3134905	Term: Net 30				

TERMS: Payable upon receipt. Accounts 30 days past due will bear a finance charge of 1.5% per month. Accounts unpaid after 90 days agree to pay all collection costs, including reasonable attorney's fees. Contact us to correct payment errors. No adjustments will be made after 90 days.

Ok to pay  
Howard G. Hopkirk

Please tear off seal and return with payment.

Make check payable to:

Ambassador Legal Services  
 1545 Market St. 15th Floor  
 Philadelphia, PA 19103

**Invoice #:** PA56783  
**Job #:** 85202  
**Invoice Date:** 02/06/2008  
**Balance:** \$258.00

## INVOICE

## Ambassador Legal Services

Tel. (215) 241-1000

MAR 03 2008

Office of Attorney General  
Litigation Section

**Bill To:** Howard G. Hopkirk, Esq.  
 Office Of Attorney General  
 Appellate Litigation Section  
 Strawberry Square  
 Harrisburg, PA 17120

Invoice #: PA57849  
 Invoice Date: 02/28/2008  
 Balance Due: \$448.50

**Case:** Soberick v. Borough of Lansford, et al  
**Job #:** 86406 | Job Date: 2/20/2008 | Delivery: Normal

**Location:** Karoly Law Offices  
 1555 North 18th Street | Allentown, PA 18104

V#314240

jk to pay  
 J. Hopkirk

1	Agent Barry Moran	Transcript - Copy/Copies	Page	216.00	\$2.00	\$432.00
2		Exhibit - copying	Per pag	1.00	\$0.25	\$0.25
3		Exhibit scanning	Per pag	1.00	\$0.25	\$0.25
4		Shipping & handling	Packag	1.00	\$16.00	\$16.00
<b>Notes:</b> Procurement Number 314240						<b>Invoice Total:</b> \$448.50
						<b>Payment:</b> \$0.00
						<b>Interest:</b> \$0.00
						<b>Balance Due:</b> \$448.50
<b>Fed. Tax ID:</b> 20-3134905		<b>Term:</b> Net 30				

**TERMS:** Payable upon receipt. Accounts 30 days past due will bear a finance charge of 1.5% per month. Accounts unpaid after 90 days agree to pay all collection costs, including reasonable attorney's fees. Contact us to correct payment errors. No adjustments will be made after 90 days.

Please tear off stub and return with payment.

Make check payable to:

Ambassador Legal Services  
 25B Vreeland Rd., Suite 301  
 Florham Park, NJ 07932

Invoice #: PA57849  
 Job #: 86406  
 Invoice Date: 02/28/2008  
 Balance: \$448.50

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